

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF SOUTH CENTRAL BELL)	
TELEPHONE COMPANY FOR CONFIDENTIAL)	
TREATMENT OF INFORMATION FILED IN)	
SUPPORT OF ITS TARIFF FILING RELATING)	CASE NO. 90-346
TO SIMPLIFIED MESSAGE DESK INTERFACE)	
AND MESSAGE WAITING INDICATION IN THE)	
DIGITAL ESSX TARIFF)	

O R D E R

This matter arising upon petition of South Central Bell Telephone Company ("South Central Bell") filed October 24, 1990 pursuant to 807 KAR 5:001, Section 7, for confidential protection of certain cost support data filed in support of the subject tariff on the grounds that disclosure of the information is likely to cause South Central Bell competitive injury, and it appearing to this Commission as follows:

South Central Bell seeks to protect as confidential cost support data developed in connection with its Simplified Message Desk Interface ("SMDI") and Message Waiting Indication ("MWI"), both of which are Digital ESSX Features. The information sought to be protected is not known outside of South Central Bell and is not disseminated within South Central Bell except to those employees who have a legitimate business need to know and act upon the information. South Central Bell seeks to preserve the confidentiality of this information through appropriate means, including the maintenance of appropriate security at its offices.

807 KAR 5:001, Section 7, protects information as confidential when it is established that disclosure is likely to cause substantial competitive harm to the party from whom the information was obtained. In order to satisfy this test, the party claiming confidentiality must demonstrate actual competition and a likelihood of substantial competitive injury if the information is disclosed. Competitive injury occurs when disclosure of the information gives competitors an unfair business advantage.

SMDI and MWI are new Digital ESSX Features. SMDI is currently tariffed in the Analog ESSX tariff. Since this provides information for ESSX features, disclosure of the tariff cost data would give competitors information which would allow them to more readily compete with South Central Bell's services by knowing South Central Bell's capital and operating costs, as well as contribution for the service. Therefore, disclosure of the information is likely to cause South Central Bell competitive injury and the information should be protected as confidential.

This Commission being otherwise sufficiently advised,

IT IS ORDERED that:

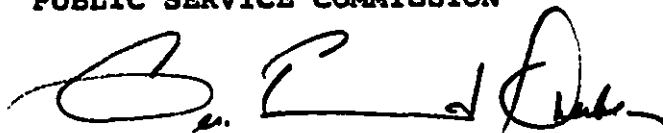
1. The cost support data developed by South Central Bell in connection with SMDI and MWI, which South Central Bell has petitioned be withheld from public disclosure, shall be held and retained by this Commission as confidential and shall not be open for public inspection.

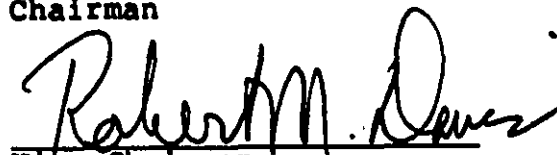
2. South Central Bell shall, within 10 days of the date of this Order, file an edited copy of the information with the


confidential material obscured for inclusion in the public record,
with copies to all parties of record.

Done at Frankfort, Kentucky, this 13th day of November, 1990.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director